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July 7, 2022

MEMORANDUM ENDORSED

VIA ECF

Honorable Gregory H. Woods
United States District Judge
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street, Room 2260
New York, NY 10007

Re: *John Doe v. New York University*; No. 20-cv-01343 (GHW)
Letter Requesting Leave to Refile Corrected Document

Dear Judge Woods:

I write on behalf of Defendant New York University (“Defendant” or “NYU”) in the above-captioned matter pursuant to Rule 4(A)(ii) of Your Honor’s Individual Rules of Practice and in connection with NYU’s Motion for Summary Judgment (“Motion”) (ECF Nos. 85-88) and NYU’s Motion to Seal (ECF No. 90), and further to my letter dated June 28, 2022 (the “Letter”) (ECF No. 92). The Letter requested that nine previously filed documents (ECF Nos. 88, 88-19, 88-21, 88-24, 88-51, 88-53, 88-66, 88-73, and 88-82) requiring additional redactions be sealed. NYU filed corrected versions of those nine documents contemporaneously. (See ECF Nos. 93, 93-1, 93-2, 93-3, 93-4, 93-5, 93-6, 93-7, and 93-8). In the interest of avoiding duplicative filings, NYU hereby amends its June 28, 2022 request and respectfully asks that instead of *sealing* the original documents, the Court direct the Clerk of Court to *remove* ECF Nos. 88, 88-19, 88-21, 88-24, 88-51, 88-53, 88-66, 88-73, and 88-82 from the docket sheet and replace them, respectively, with the corrected versions at ECF Nos. 93, 93-1, 93-2, 93-3, 93-4, 93-5, 93-6, 93-7, and 93-8. Once replaced with the corrected versions, the duplicates of the documents at ECF Nos. 93, 93-1, 93-2, 93-3, 93-4, 93-5, 93-6, 93-7, and 93-8 can be removed from the docket sheet as well.

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Similarly, the parties have since identified additional instances in which personally identifiable information is contained in ECF Nos. 86, 88-4 (Ex. 1—Part D), 88-18 (Ex. 11), 88-20 (Ex. 13), 88-28 (Ex. 21), 88-33 (Ex. 26), and 88-40 (Ex. 33). For that reason, NYU respectfully requests the Court to direct the Clerk of Court to remove those documents from the docket sheet and replace them, respectively, with corrected versions of those documents, attached hereto. Once ECF Nos. 86, 88-4, 88-18, 88-20, 88-28, 88-33, and 88-40 are removed from the docket sheet and replaced with the corrected versions, the ECF docket entries for the seven documents attached to this letter will be duplicative and can therefore be removed from the docket sheet as well.

If it would please the Court, the parties are available to discuss these issues via teleconference.

Respectfully,



Jeffrey Metzler

Counsel for Defendant


cc: Kimberly C. Lau and James Figliozi (via CM/ECF)

Application granted in part and denied in part. The Court will change the viewing level for the errantly filed documents, but will not replace documents previously filed on the docket with new versions of the documents.

The Clerk of Court is directed to restrict the viewing level to Dkt. Nos. 88, 88-4, 88-18, 88-19, 88-20, 88-21, 88-24, 88-28, 88-33, 88-40, 88-53, 88-66, 88-73, and 88-82 to the Court and parties only, and to terminate the motions pending at Dkt. Nos. 92 and 94.

SO ORDERED.

Dated: July 8, 2022
New York, New York



GREGORY H. WOODS
United States District Judge